

## **CROSS-REFERENCE TO RELATED APPLICATIONS**

### **U.S. Patent Documents**

4,189,141	Feb. 19, 1980	Rooney
4,195,833	April 1, 1980	Swendsen
4,280,696	July 28, 1981	Roman
4,823,778	April 25, 1989	Ewing
6,406,405	June 18, 2002	Chu

**FEDERALLY SPONSORED RESEARCH** Not applicable

**SEQUENCE LISTING OR PROGRAM** Not applicable

Also, please add the paragraphs contained on the attached pages 9-11 to the application immediately following page 8 of the application.

Finally, please amend the application by substituting the enclosed new corrected drawings for the drawings that were originally submitted with the application.

## **REMARKS**

The Examiner objected to the informalities in the specification on page 1, under the heading "CROSS-REFERENCE TO RELATED APPLICATIONS". Applicant has corrected this informality by deleting the heading and the cited patents. Also, Applicant has also deleted the two headings immediately following

the deleted patents, i.e. "FEDERALLY SPONSORED RESEARCH Not applicable" and "SEQUENCE LISTING OR PROGRAM Not applicable".

The Examiner also objected to the specification as failing to provide proper antecedent bases for use of the invention in the supine position (claim 4) and the twenty facial exercises for weights (claims 1 and 5). Applicant has amended the specification to include this information. No new matter has been added in the amendments to the specification.

The Examiner is also requiring corrected drawings since Figures 7-12 that were originally submitted were not satisfactory. Applicant is submitting new drawings with this response to office action. No new matter has been added to the corrected drawings. Applicant's attorney would like to thank the Examiner for faxing copies of the originally filed drawings to her when the Applicant was not able to provide copies to her attorney of the drawings that were originally filed with the application.

Claims 1-5 are pending in the application. Claim 1 is rejected under 35 U.S.C. 112, first paragraph as having undue breadth. Claim 1 is also rejected under 35 U.S.C. 101 as not being a proper process claim. Additionally Claim 1 is rejected under 35 U.S.C. 103(a) as unpatentable over Rooney. Applicant has cancelled Claim 1.

Claims 2-4 are rejected under 35 U.S.C. 102(b) as anticipated by Dereszynski. Applicant has also cancelled claims 2-4.

Applicant gratefully acknowledges that claim 5 would be allowable if rewritten in independent form including all of the limitations of the base claim and any

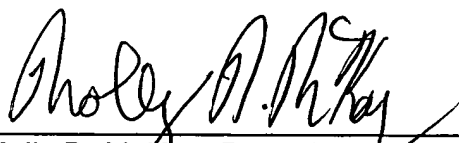
intervening claims. Applicant has attempted to rewrite claim 5 as advised by the Examiner.

Also, Applicant gratefully has adopted claims 6-20 that the Examiner was kind enough to draft for Applicant.

It is believed that this application is now in condition for allowance, and such action is earnestly solicited.

The Commissioner is hereby authorized to charge any additional fees to the deposit account of the undersigned, No. 13-0470.

Respectfully submitted,



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